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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 10306US12)

In Application of:

STEVEN E. KOENCK

Serial No. 09/270,302

Filed: March 15, 1999

For: BATTERY PACK HAVING
MEMORY

Examiner: Pia Tibbits

Group Art Unit: 2838

**CERTIFICATE OF FACSIMILE
TRANSMISSION**

I hereby certify that this
correspondence is being transmitted via
facsimile (facsimile number 703-305-7723)
to: Assistant Commissioner for Patents,
Washington, D.C. 20231, on March 16,
2000.

By: 
Christopher C. Winslade

PETITION PURSUANT TO 37 C.F.R. § 1.312(b)

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicant hereby petitions pursuant to 37 C.F.R. §1.312(b) that the accompanying Amendment Pursuant to 37 C.F.R. §1.312(a) and Terminal Disclaimer be entered. Applicant submits that the fact that (1) the Examiner has requested the Amendment and the Terminal Disclaimer after payment of the issue fee, and (2) the Examiner did not make the request earlier, to be, *prima facie*, a showing of good and sufficient reasons why the Amendment and Terminal Disclaimer are necessary and were not presented earlier. Applicant respectfully requests that this Petition be granted.

Applicant hereby authorizes the Commissioner to charge the Petition fee (37 C.F.R. §1.17(i)) to the Deposit Account of McAndrews, Held & Malloy, Ltd., Account No. 13-0017.

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Should the Examiner have any questions regarding this submission, Applicant respectfully requests that the Examiner telephone the undersigned at (312) 707-8889.

Date: March 16, 2000

Respectfully submitted,



Christopher C. Winslade
Reg. No. 36,308

McAndrews, Held & Malloy, Ltd.
500 W. Madison Street, Suite 3400
Chicago, Illinois 60661
(312) 707-8889

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